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MEMO ENDORSED

January 17, 2008

**By UPS Overnight**

Honorable Kenneth M. Karas  
United States District Judge  
Southern District of New York  
300 Quarropas Street, Room 533  
White Plains, NY 10601

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**Re: Deskovic v. City of Peekskill, et al., No. 07 Civ. 8150 (KMK)**

Dear Judge Karas,

Counsel for plaintiff Jeffery Deskovic writes in response to the Court's January 16 order setting a pre-motion conference in this action for February 15, 2008. We respectfully request an adjournment of the conference date due to the fact that both of plaintiff's co-lead counsel are scheduled to be out of the country on February 15: Mr. Scheck is scheduled to be abroad from February 10 through February 26, and I will be abroad from February 9 through February 15. This is plaintiff's first request for adjournment of this matter.

After speaking with Your Honor's chambers yesterday regarding this scheduling conflict, we contacted all opposing counsel regarding their schedules on dates after February 27, in order to suggest mutually convenient alternate dates for the pre-motion conference. After hearing back from all opposing counsel as of this morning, it appears that all counsel are available for the pre-motion conference: March 6, March 7, March 10, or March 11. Of course, we will do our utmost to accommodate any other date which is convenient for the Court.

Thank you for your consideration of this request.

*The pre-motion conference will be on  
March 6, 2008, at 10:00 am.*

Sincerely,

*Nick Brustin*  
Nick Brustin

SO ORDERED

*[Signature]*  
KENNETH M. KARAS U.S.D.J.  
1/22/08

cc: (All Via Facsimile)  
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